

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

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No: 23-2474

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Cole Francis; Christina Francis

Plaintiffs - Appellees

v.

Wausau Homes Incorporated

Defendant - Appellant

Phillips Builders, LLC

Defendant

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Appeal from U.S. District Court for the Western District of Missouri - St. Joseph  
(5:23-cv-06019-SRB)

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**JUDGMENT**

Appellant's stipulation for dismissal of the appeal is granted. The appeal is hereby dismissed in accordance with the [Federal Rules of Appellate Procedure](#) 42(b).

The Court's mandate shall issue forthwith.

September 01, 2023

Order Entered Under Rule 27A(a):  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans